

The Honorable Judge David G. Estudillo

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

GABRIELLA SULLIVAN; RAINIER ARMS,
LLC; SECOND AMENDMENT
FOUNDATION; and FIREARMS POLICY
COALITION, INC.,

Plaintiffs,

v.

BOB FERGUSON, in his official capacity as
Washington State Attorney General; JOHN R.
BATISTE, in his official capacity as Chief of the
Washington State Patrol; PATTI COLE-
TINDALL, in her official capacity as Interim
Sheriff for King County, Washington; JOHN
GESE, in his official capacity as Sheriff for
Kitsap County, Washington; RICK SCOTT, in
his official capacity as Sheriff for Grays Harbor
County, Washington; DAN SATTERBERG, in
his official capacity as County Prosecutor for
King County, Washington; CHAD M.
ENRIGHT, in his official capacity as County
Prosecutor for Kitsap County, Washington; and
NORMA TILLOTSON, in her official capacity as
County Prosecutor for Grays Harbor County,
Washington,

Defendants.

No. 3:22-cv-5403-DGE

(Proposed) ORDER GRANTING
DEFENDANT KING COUNTY'S
FRCP 12(c) MOTION TO DISMISS

*Noted for September 2, 2022
Without Oral Argument*

THIS MATTER, having come before the Court on Defendant King County's Motion
to Dismiss, pursuant to Fed. R. Civ. P. 12(c), and the Court having considered the pleadings
filed and the following evidence filed herein, including:

1. King County's Motion;

2. Plaintiff's Opposition, if any;
3. King County's Reply, if any;
4. And the records and pleadings filed in this matter.

NOW, THEREFORE, IT IS HEREBY ORDERED that Defendant King County's Motion to Dismiss is GRANTED and all of claims against Defendants King County Sheriff Patti Cole-Tindall and King County Prosecuting Attorney Dan Satterberg are dismissed with prejudice for lack of subject matter jurisdiction. Also, Plaintiffs' claim against King County Defendants based on 42 U.S.C. § 1983 are hereby dismissed for failure to sufficiently plead a *Monell* claim.

DONE IN OPEN COURT this ____ day of _____, 2022.

The Honorable Judge David G. Estudillo

Presented by:

DANIEL T. SATTERBERG
King County Prosecuting Attorney

By: s/ Ann Summers
ANN M. SUMMERS, WSBA #21509

By: s/ David Hackett
DAVID J. HACKETT, WSBA #21236
Senior Deputy Prosecuting Attorneys
Attorneys for King County Defendants